IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

WEDNESDAY, THE 6TH JUNE 2007 / 16TH JYAISHTA 1929

WP(C).No. 26546 of 2006(I)

PETITIONER:

ANTHRAPER ESTATES (P) LTD.,
ANTHRAPER GARDENS, CHERTHALA, REP. BY ITS
JT. MANAGING DIRECTOR, MRS.OMANA THOMAS.

BY ADV. SRI.RAMESH CHERIAN JOHN

RESPONDENTS:

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1. THE AGRL. INCOME TAX AND SALES TAX
OFFICER,
KUTHIRATHODU.

2. THE SUB TREASURY OFFICER,
CHERTHALA.

BY G.P. SRI. MOHAMMED RAFFIQ

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 06/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1 TRUE PHOTOCOPY OF THE REFUND PAYMENT ORDER NO. 23075 DATED 1.7.2006

EXT.P2 TRUE PHOTOCOPY OF DO.DO. NO. 23076 DATED 1.7.2006

EXT.P3 TRUE PHOTOCOPY OF DO.DO. NO. 23079 DATED 1.7.2006

EXT.P4 DO.DO. NO. 23077 DATED 1.7.2006

EXT.P5 DO.DO. NO. 23078 DATED 1.7.2006

EXT.P6 DO.DO. NO. 23080 DATED 1.7.2006

EXT.P7 DO. DO. NO. 23083 DATED NIL

EXT.P8 DO.DO. NO. 23084 DATED 1.7.2006

EXT.P9 DO.DO. NO. 23085 DATED 1.7.2006

EXT.P10 DO.DO. NO. 23065 DATED 29.5.2006

EXT.P11 DO.DO. NO. 23064 DATED 29.5.2006

EXT.P12 DO.DO. NO. 23054 DATED 29.5.2006

EXT.P13 DO.DO. NO. 23059 DATED 29.5.2006

EXT.P14 DO.DO. NO. 23074 DATED 29.5.2006

EXT.P15 DO.DO. NO. 23086 DATED 1.7.2006

EXT.P16 DO.DO. NO. 23087 DATED 1.7.2006

EXT.P17 DO.DO. NO. 23081 DATED 1.7.2006

EXT.P18 DO.DO. NO. 23082 DATED 1.7.2006

EXT.P19 DO.DO. NO. 23066 DATED 29.5.2006

EXT.P20 TRUE PHOTOCOPY OF THE DETAILS OF REFUND WITHHELD BY THE TREASURY.

EXT.P21 TRUE PHOTOCOPY OF THE OBJECTION DATED NIL ISSUED BY THE 2ND RESPONDENT.

EXT.P22 TRUE PHOTOCOPY OF THE ORDER OF THE KERALA AGRL. INCOME TAX APPELLATE TRIBUNAL, KOTTAYAM DATED 30.9.2004

EXT.P23 TRUE PHOTOCOPY OF THE APPLICATION FOR CLAIM OF INTEREST DATED 11.9.2006

TRUE COPY

P.S. TO JUDGE.

C.N.RAMACHANDRAN NAIR,J.

W.P.C. NO. 26546 OF 2007

Dated this the 6th day of June, 2007

JUDGMENT

Since petitioner is granted refund and balance is claim of interest, the first respondent is directed to adjudicate on the claim of interest of the petitioner and pass orders within one month from the date of production of a copy of this judgment by the petitioner.

W.P. is closed as above.

(C.N.RAMACHANDRAN NAIR)
Judge